

UNITED STATE PATENT AND TRADEMARK OFFICE  
 COMBINED DECLARATION AND POWER OF ATTORNEY  
 (Original, Design, National Stage of PCT, Supplemental, Divisional,  
 Continuation or CIP Application)

As a below named inventor, I hereby declare that:

This declaration is for the following type application:

☒: original based up a provisional patent filing

☐: design

☐: national stage of PCT

☐: supplemental

☐: divisional

☐: continuation

☐: continuation-in-part (CIP)

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are stated below next to my name. I believe I am the original, first and sole inventor (or an original, first and joint inventor) of the subject matter which is claimed, and for which a patent is sought on the invention entitled: EQUINE ROTARY BURR PROTECTIVE GUARD *POWERED CUTTING SURFACE WITH*

*EQUINE TEETH*

SPECIFICATION IDENTIFICATION

the specification of which:

☒: is attached hereto.

☐: was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_  
 and was amended on \_\_\_\_\_ (if applicable).

NOTE: Amendments filed after the original papers are deposited with the PTO which contain new matter are not accorded a filing

date by being referred to the declaration. Accordingly, the amendments involved are those filed with the application papers, or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.

PCT APPLICATION ENTERING NATIONAL STAGE

☐ was described and claimed in International Application No. ☐ , filed on ☐ , and amended on ☐ (if any).

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations Section 1.56 (a).

☐ In compliance with this duty there is attached an information disclosure statement. 37 C.F.R. 1.97.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign applications/s for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

☒: no such applications have been filed.

☐: such applications have been filed as follows:

EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

Country Application Number: Date of Filing: Priority Claimed  
(mo., Day, Year): Under 37 USC 119

: ☐ : ☐ : yes : ☐ : no

I do claim priority for a provisional patent filing for this device filed on 1/18/96 as serial number 60/010,191 upon which was based the filing of U.S. Patent application Serial No. 08/744,290 filed 6 November 1996 for which this application is a continuation in part.

#### POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney/s to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

JOHN E. HALAMKA, ESQ.

Reg. No. 30,177

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Torrance, CA 90503

Direct telephone calls to:

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(310) 316-6100

#### DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

#### SIGNATURES

Full name of sole or first inventor Gary E. Johnson

Inventor's signature Gary E. Johnson

Date 3 DEC. 1998 Country of Citizenship USA

Residence CALIFORNIA

Post Office Address-22711 Western Ave., Torrance, CA 90501-4994

The following pages form a part of this Declaration:

☐: Signature for third and subsequent joint inventors.  
Number of pages added \_\_\_\_\_.

☐: Signature by administrator(trix), executor(trix), or  
legal representative for deceased or incapacitated inventor. Number  
of pages added \_\_\_\_\_.

☐: Signature for inventor who refuses to sign or  
cannot be reached by person authorized under 37 C.F.R. 1.47.  
Number of pages added \_\_\_\_\_.

☐: Added pages to combined declaration and power of  
attorney for divisional, continuation, or continuation-in-part (CIP)  
application.

☒: Added Verified Statement (Declaration) Claiming  
Small Entity Status (37 CFR 1.9(f) and 1.27(b))

☒: Total pages added to this Declaration

Docket No. PA1615

Applicant or Patentee: GARY E. JOHNSON

Serial or Patent No.: \_\_\_\_\_, Filed or Issued: \_\_\_\_\_

Verified Statement (Declaration) Claiming Small  
Entity Status (37 CF. 1.9(f) and 1.27(b))  
Independent Inventor

*Power Cutter Surface with*  
Title: ~~EQUINE ROTARY BURR PROTECTIVE GUARD~~ *For Equine Teeth*

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled  
**EQUINE ROTARY BURR PROTECTIVE GUARD**  
described in"

☒: the specification filed herewith,

☐: application serial no. \_\_\_\_\_, filed \_\_\_\_\_

☐: patent no. \_\_\_\_\_, issued \_\_\_\_\_.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the inventions listed below:

☒: no such person, concern or organization

☐: persons, concerns or organizations listed below. NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).

FULL NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_  
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT  
ORGANIZATION

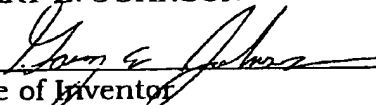
FULL NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_  
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT  
ORGANIZATION

FULL NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_  
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT  
ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I here by declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 10-01 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

INVENTOR -  
Name GARY E. JOHNSON

  
\_\_\_\_\_  
Signature of Inventor

Date 3 Dec 1998